

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office OCT 27 1977

Returned to applicant for correction

Corrected application filed Map filed MAR 21 1978 under 34444

The applicant J. Chester Young

Route 2 Box 5 of Austin  
Street and No. or P.O. Box No. City or Town

Nevada 89310, hereby make application for permission to change the  
State and Zip Code No.

point of diversion

of water heretofore appropriated under certificate no. 8906, permit no. 26285

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Kingston Creek (flood waters)  
Name of stream, lake or other source.

2. The amount of water to be changed 2.1 cfs 515.4 acre-feet  
Second feet, acre feet.

3. The water to be used for Irrigation and Domestic  
If for stock state number and kind of animals.

4. The water heretofore used for Irrigation and Domestic  
If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW 1/4 of NE 1/4 sec. 35, T16N, R43E, MDB&M  
or at a point from which the NE corner of said sec. 35 bears N  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
78-22 E 2680.00 feet.  
stated.

6. The existing point of diversion is located within SE 1/4 of SW 1/4 sec. 15, T16N, R44E, MDB&M  
or at a point from which the SE corner of said sec. 15 bears S  
If point of diversion is not changed, do not answer.  
86-34-00 E a distance of 3660.0 feet.

7. Proposed place of use same  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use T16N, R44E, MDB&M, priority 1971  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
37.20 acres in the NE 1/4 of NE 1/4 Sec. 23  
36.12 " " " NW 1/4 NW 1/4 " 24  
16.86 " " " SW 1/4 NW 1/4 " 24  
38.67 " " " NW 1/4 SW 1/4 " 24  
128.85

9. Use will be from 1 January to 31 December of each year.  
Day and Month Day and Month

10. Use has been from 1 January to 31 December of each year.  
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) headworks and pipelines  
State manner in which water is to be diverted, whether by dam or other works,

whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$50,000.00.....
13. Estimated time required to construct works.....3 years.....
14. Estimated time required to complete the application of water to beneficial use.....5 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
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- .....
- .....
- .....

Compared.....lp/ga.....Applicant.....J. Chester Young.....

Pro. 2/22/79 by Gordon C. Shelley, Esq. By.....s/ J. Chester Young.....

Pro. 2/26/79 by Dept. Fish and Game

.....DENIAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby <sup>deny</sup>~~grant~~ the same, subject to the following limitations and conditions:

Application 34448 is hereby denied on the grounds that the granting would be detrimental to the public interest.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....	IN TESTIMONY WHEREOF, I.....WILLIAM J. NEWMAN.....
Completion of work filed.....	State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed.....	my office, this.....27th.....day of.....AUGUST.....
Cultural map filed.....	A.D. 19.....79..... <i>William J. Newman</i>
Certificate No.....Issued.....	.....State Engineer
Recorded.....Bk.....Page.....	WITHDRAWN BY APPLICANT JAN 22 1981

*Peter J. Newman* STATE ENGINEER